

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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|                           |   |                                   |
|---------------------------|---|-----------------------------------|
| UNITED STATES OF AMERICA, | ) |                                   |
|                           | ) |                                   |
| Plaintiff-Appellant,      | ) | 2:10-cr-003-JCM & 2:10-cr-039 JCM |
|                           | ) |                                   |
| vs.                       | ) | USCA Nos. 11-10253 & 11-10254     |
|                           | ) |                                   |
| CHRISTOPHER J. BIGGERS,   | ) |                                   |
|                           | ) |                                   |
| Defendant-Appellee.       | ) |                                   |

**ORDER**

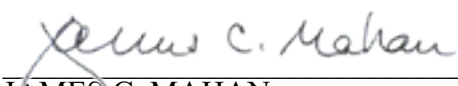
Presently before the court is Christopher J. Biggers' 28 U.S.C. § 2255 petition. (Doc. #131).  
The government has filed a non-opposition. (Doc. #133).

Petitioner seeks to have this court vacate its previous judgment and reenter it to enable petitioner to timely file a notice of appeal. In light of the Ninth Circuit's holding in *United States v. Sandoval-Lopez*, 409 F.3d 1193 (9th Cir. 2005), and the government's non-opposition, the court hereby grants petitioner's request.

Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that this court's judgment of conviction as to Christopher J. Biggers, in case no. 2:10-cr-00003-JCM-PAL (doc. #107) be, and the same hereby is, VACATED and immediately REENTERED as of this date.

DATED March 23, 2012.

  
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JAMES C. MAHAN  
UNITED STATES DISTRICT JUDGE